

BEFORE
THE PUBLIC SERVICE COMMISSION
OF SOUTH CAROLINA
DOCKET NO. 2019-224-E
DOCKET NO. 2019-225-E

IN RE: South Carolina Energy Freedom Act)
 (House Bill 3659) Proceeding Related to)
 S.C. Code Ann. Section 58-37-40 and)
 Integrated Resource Plans for Duke)
 Energy Carolinas, LLC and Duke Energy)
 Progress, LLC)
)

MOTION
FOR
ADMISSION *PRO HAC VICE*

Intervenor, South Carolina Solar Business Alliance, Inc., (“SCSBA”), hereby moves the Public Service Commission of South Carolina, (“Commission”), to permit John D. Burns, Esquire to practice *Pro Hac Vice* before this Commission in the above-captioned proceedings.

Pursuant to Rule 404, of the South Carolina Appellate Court Rules (“SCACR”), Mr. Burns, with the consent of counsel of record, is simultaneously filing his Verified Application for Admission *Pro Hac Vice* with the South Carolina Supreme Court, (attached hereto as, Exhibit “A”).

WHEREFORE, in accordance with the provisions set forth in Rule 404, SCACR, Intervenor, SCSBA respectfully requests that this Motion be granted.

This 8th day of March, 2021.

Respectfully Submitted,

/s/Richard L. Whitt

Richard L. Whitt,

Richard@RLWhitt.Law

WHITT LAW FIRM, LLC

401 Western Lane, Suite E

Irmo, South Carolina 29063

(803) 995-7719

Attorney for South Carolina Solar Business
 Alliance, Inc.

March 8, 2021
 Irmo, South Carolina

**VERIFIED APPLICATION FOR ADMISSION *PRO HAC VICE*
IN THE STATE OF SOUTH CAROLINA**

EXHIBIT

A

S.C. Energy Freedom Act (House Bill
3659) Proceeding Related to S.C. Code
Ann. Section 58-37-40 and Integrated
Resource Plans for Duke Energy Carolinas,
LLC and Duke Energy Progress, LLC

Plaintiff

Docket No.: 2019-224-E and
Docket No.: 2019-225-E

Case No.

Public Service Commission of
South Carolina

Court

vs.

Mailing Address of Court: 101 Executive Center Drive, Suite 100,
Columbia, South Carolina 29210

Defendant

Comes now John D. Burns, applicant herein, and respectfully represents the following:

1. Applicant resides at:

Street Address

Raleigh

City

Wake

County

NC

State

27613

Zip Code

Telephone

2. Applicant is an attorney and a member of the law firm of (or practices law under the name of) Carolinas
Clean Energy Business Association, with offices at, at
811 Ninth Street, Suite 120-158

Street Address

Durham

City

Durham

County

NC

State

27705

Zip Code

919-306-6906

Telephone

Fax Number

Counsel@carolinasceba.com
E-Mail

3. Applicant has been retained personally or as a member of the above named law firm by Carolinas Clean
Energy Business Association to provide legal representation in connection with the above case now pending before the
above named court of the State of South Carolina.

4. Since August 23 of 1997, applicant has been, and presently is, a member in good standing of the bar of
the highest court of the District of Columbia or the State of North Carolina where applicant regularly practices law.
Attached is a certificate of good standing.

5. Applicant has been admitted to practice before the following courts: (List all of the following courts
applicant has been admitted to practice before: United States District Courts; United States Circuit Courts of Appeals; the
Supreme Court of the United States; and courts of other states or the District of Columbia.)

Court:	Date Admitted:
General Court of Justice, North Carolina	August 23, 1997
USDC Eastern District of North Carolina	February 27, 2001
USDC Middle District of North Carolina	April 19, 2001
USDC Western District of North Carolina	August 28, 2001
Fourth Circuit US Court of Appeals	May 25, 2001
Supreme Court of the United States	January 23, 2006

Applicant is presently a member in good standing of the bars of those courts listed above, except as listed below:
(List any court named in the preceding paragraph that applicant is no longer admitted to practice before.)

Not Applicable.

6. Applicant presently is not subject to any suspension or disbarment proceedings, and has not been formally notified of any complaints pending before a disciplinary agency, except as provided below (give particulars, e.g., jurisdiction, court, date):

Not Applicable.

7. Applicant never has had any application for admission *pro hac vice* in this or any other jurisdiction denied or any *pro hac vice* admission revoked, except as provided below (give particulars, e.g., date, court, docket number, judge, circumstances; attach a copy of any order of denial or revocation):

Not Applicable.

8. Applicant never has had any certificate or privilege to appear and practice before any administrative body suspended or revoked, except as provided below (give particulars, e.g., date, administrative body, date of suspension and reinstatement):

Not Applicable.

9. Local counsel of record associated with applicant in this case is Richard L. Whitt, of the Whitt Law Firm, LLC law firm, which has offices at:

401 Western Lane, Suite E

Street Address

Richland

County

803-995-7719

Telephone

Irmo

City

South Carolina

State

29063

Zip Code

If applicable list all other firms/attorneys you are associated with in this matter

Not Applicable.

10. Applicant has previously filed an application to appear *pro hac vice* in the following South Carolina cases (give case name and status of litigation, date of application, local counsel of record in each case, and state whether application is pending or was granted).

IN RE: Exploration of a South Carolina Competitive Procurement Program for the Competitive Procurement of Energy and Capacity from Solar and Other Renewable Energy Facilities by an Electrical Utility as Allowed by South Carolina Code Section 58-41-20(E)(2) (See Directive Issued on November 25, 2019), pending before the South Carolinian Public Service Commission in Docket 2019-365-E; Local Counsel: Richard Lee Whitt, of Whitt Law Firm, LLC, Application dated, February 18, 2021, Application pending approval.

11. Applicant agrees to comply with the applicable statutes, laws and rules of the State of South Carolina and will familiarize him/herself with and comply with the South Carolina Rules of Professional Conduct. Applicant consents to the jurisdiction of the South Carolina courts and Commission on Lawyer Conduct.

12. Applicant respectfully requests to be admitted to practice in the above named court for this case only.

DATED this 18th day of February, 2021.


APPLICANT

VERIFICATION

STATE OF NORTH CAROLINA)

COUNTY OF WAKE)

I, John D. Burns, do hereby swear or affirm under penalty of perjury that I am the applicant in the above styled matter; that I have read the foregoing application and know the contents thereof; and that the contents are true of my own knowledge, except as to those matters stated on information and belief, and that as to those matters I believe them to be true.

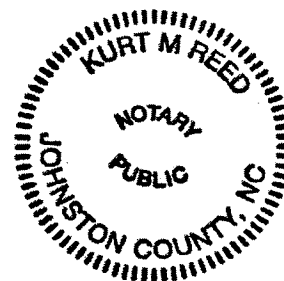

APPLICANT/AFFIANT

Subscribed and sworn to before me this 19th day of February, 2021.



Notary Public for the State of NC

My Commission Expires: 10/18/2025



LOCAL COUNSEL CONSENT

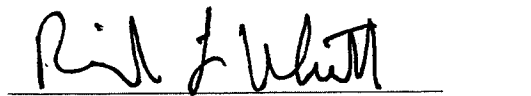
I hereby consent, as local counsel of record, to the association of applicant in this cause pursuant to Rules Governing Admission *Pro Hac Vice* to the South Carolina Bar.

DATED this 8th day of March, 2021.


LOCAL COUNSEL OF RECORD

CERTIFICATE OF SERVICE

I hereby certify that I have served a copy of this application upon the South Carolina Supreme Court by mail addressed to: South Carolina Supreme Court Office of Bar Admissions, PO Box 11330, Columbia, SC 29211, accompanied by payment of the \$250 filing fee payable to the South Carolina Supreme Court on this 8th day of March, 2021.


~~APPLICANT/AFFIANT~~
LOCAL COUNSEL OF RECORD

The North Carolina State Bar

I, Alice Neece Mine, Secretary of the North Carolina State Bar,

do hereby certify that

Mr. John D. Burns (Bar # 24152)

was licensed to practice law by the State of North Carolina on August 23, 1997.

Said lawyer is presently an active member of the North Carolina State Bar and is eligible to practice law in North Carolina.

Said lawyer is not subject to a pending order of administrative or disciplinary suspension.

Said lawyer's financial account with the State Bar is current.

Therefore, said lawyer is in good standing with the North Carolina State Bar.

Given over my hand and the Seal of the North Carolina State Bar,
this the 17th day of February, 2021.



Alice Neece Mine
Secretary of the North Carolina State Bar